

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22

BEFORE THE  
ILLINOIS COMMERCE COMMISSION

AQUA ILLINOIS, INC. ) DOCKET NO.  
 ) 07-0192  
Petition for Initiation of )  
Reconciliation Hearing. )

Springfield, Illinois  
Monday, June 4, 2007

Met, pursuant to notice, at 1:30 p.m.

BEFORE:

MR. LARRY JONES, Administrative Law Judge

APPEARANCES:

MS. KATHY PAPE  
Vice President & Treasurer  
762 West Lancaster Avenue  
Bryn Mawr, PA 19010  
Ph. (610) 645-1142

(Appearing on behalf of Petitioner  
via teleconference)

MS. KIMBERLY JOYCE  
Corporate Counsel  
762 West Lancaster Avenue  
Bryn Mawr, PA 19010  
Ph. (610) 645-1077

(Appearing on behalf of Petitioner  
via teleconference)

SULLIVAN REPORTING COMPANY, by  
Carla J. Boehl, Reporter  
Ln. #084-002710

1 APPEARANCES: (Cont'd)

2 MR. MICHAEL OSTRANDER  
Accounting Department  
3 527 East Capitol Avenue  
Springfield, Illinois 62701  
4 Ph. (217) 557-1731

5 (Appearing on behalf of Staff of  
the Illinois Commerce  
6 Commission)

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22

I N D E X

WITNESS

DIRECT

CROSS

REDIRECT

RECROSS

None .

EXHIBITS

MARKED

ADMITTED

None .

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22

At this time may we have the appearances orally for the record, first on behalf of Aqua Illinois, Inc.?

JUDGE JONES: What's your phone number?

JUDGE JONES: Thank you. Are there other  
rances on about behalf of Aqua?

JUDGE JONES: Thank you. Commission Staff.

MR. OSTRANDER: My name is Mike Ostrander, last name spelled O-S-T-R-A-N-D-E-R, appearing on behalf of the Accounting Department of the Illinois Commerce

1 Commission. My business address is 527 East Capitol  
2 Avenue, Springfield, Illinois 62701. My telephone  
3 number is area code (217) 557-1731.

4 JUDGE JONES: Thank you. Are there any other  
5 appearances? Let the record show there are not.

6 Ms. Pape, you are an attorney licensed  
7 to practice law in certain jurisdictions; is that  
8 correct?

9 MS. PAPE: I am. I am admitted in  
10 Pennsylvania, New Jersey and the federal district  
11 court, middle district of Pennsylvania.

12 JUDGE JONES: Do you also have a capacity with  
13 Aqua Illinois?

14 MS. PAPE: I do. I am senior vice president  
15 and treasurer.

16 JUDGE JONES: Thank you. Ms. Joyce, are you an  
17 attorney licensed to practice in certain  
18 jurisdictions?

19 MS. JOYCE: I am licensed to practice in  
20 Pennsylvania and New Jersey.

21 JUDGE JONES: Do you have any direct capacity  
22 with Aqua Illinois, Inc.?

1 MS. JOYCE: Not directly, Your Honor.

2 JUDGE JONES: Do you seek special leave to  
3 appear?

4 MS. JOYCE: Yes, Your Honor.

5 JUDGE JONES: Do the jurisdictions in which you  
6 are licensed grant similar opportunities to Illinois  
7 lawyers who seek to practice there?

8 MS. JOYCE: Your Honor, I took a look at the  
9 Pennsylvania regulations, and all they require for  
10 outside attorneys is that they file a motion for pro  
11 hoc vice, for special permission.

12 JUDGE JONES: Are you suggesting then that they  
13 do indeed then permit Illinois attorneys to practice  
14 there in a manner similar to what you are seeking to  
15 do here?

16 MS. JOYCE: Correct.

17 JUDGE JONES: Let the record show that special  
18 leave is granted to Ms. Joyce to appear on behalf of  
19 Aqua Illinois, Inc.

20 I believe the parties have been in  
21 communication with respect to some scheduling to be  
22 offered into the record at this time. It would

1     probably be useful to have that read allowed by  
2     someone.   Who would like to do that?

3             MS. JOYCE:   Mike, do you want me to do it?

4             MR. OSTRANDER:   That would be great, Kim.

5             MS. JOYCE:   The proposed schedule is as  
6     follows:   Company direct testimony would be due June  
7     7, Staff direct testimony July 12, a status hearing  
8     which could possibly be an evidentiary hearing July  
9     26, Company rebuttal due August 23, Staff rebuttal  
10    due September 20, Company surrebuttal due September  
11    27, an evidentiary hearing scheduled October 2  
12    through the 4th.

13            JUDGE JONES:   Thank you.   Does that correspond  
14    with Staff's understanding of the schedule?

15            MR. OSTRANDER:   Yes, Your Honor.

16            JUDGE JONES:   Let the record show that schedule  
17    is hereby approved for purposes of this proceeding.

18                       With respect to the Company's direct  
19    testimony filing on June 7, will that testimony  
20    address, among other things, the actual prudently  
21    incurred costs standard noted in Subsection C of  
22    Section 9-220.2 of the PUA?

1 MS. JOYCE: Yes, it will, Your Honor.

2 JUDGE JONES: Thank you. I would note for the  
3 record that those testimony filing dates just read  
4 into the record are dates on which copies of the  
5 testimony and any exhibits attached to the testimony  
6 are to be served electronically on the other side and  
7 on me.

8 That may cover the bases but let me  
9 make sure. Is there anything else the parties want  
10 to deal with before we conclude this prehearing  
11 conference?

12 MS. PAPE: Not for the Company, Your Honor.

13 MR. OSTRANDER: Your Honor, I believe we need  
14 to establish some times for the hearing.

15 JUDGE JONES: Start time?

16 MR. OSTRANDER: Yes, Your Honor.

17 JUDGE JONES: Let's see. The next one is July  
18 12. Is 9:00 a.m. an acceptable -- let me back up a  
19 minute. That one may -- the 12th is a testimony  
20 date. The 26th, is 10:00 a.m. the best bet for the  
21 parties, for the 26th?

22 MS. JOYCE: Yes, Your Honor.



1           MR. OSTRANDER:   Yes, Your Honor.

2           JUDGE JONES:   We will make that 10:00 a.m.   And  
3   in terms of later back-up dates, October 2 being the  
4   first of those, is 10:00 a.m. agreeable to the  
5   parties?

6           MS. JOYCE:    Yes, Your Honor.

7           MR. OSTRANDER:   Yes, Your Honor.

8           JUDGE JONES:   So that's what we will do with  
9   those dates, make those 10:00 a.m. start times.   Any  
10   later dates, that includes October 2, will be taken  
11   up at a later time.

12                           Anything else then on or off the  
13   record before we close the prehearing conference?

14           MS. PAPE:    Nothing for the Company.

15           JUDGE JONES:   Who just spoke?

16           MS. PAPE:    That was Kathy Pape.

17           JUDGE JONES:   Thank you.   At this time then let  
18   the record show the prehearing conference is  
19   concluded.   In accordance with the above scheduling,  
20   this matter is continued to a hearing day of July 26  
21   at the hour of 10:00 a.m.

22                           All right.   Thank you, all.   Have a

1     good afternoon.

2                             (Whereupon the hearing in this  
3                             matter was continued until July  
4                             27, 2007, at 10:00 a.m. in  
5                             Springfield, Illinois.)

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22